

01/23/98

09012674-012398

Please type a plus sign (+) inside this box.



PTO/SB/05 (12/97)

Approved for use through 09/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

19536-706-00 US

Total Pages

25

First Named Inventor or Application Identifier

Mitch Prater

Express Mail Label No.

EH592703015US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents:

Assistant Commissioner for Patents
ADDRESS TO: Box Patent Application
Washington, DC 202311. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)2. ☒ Specification [Total Pages (preferred arrangement set forth below)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to Microfiche Appendix
- Background of the invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

3. ☒ Drawings (35 USC 113) [Total Sheets

4. Oath or Declaration [Total Pages

a. ☒ Newly executed (original or copy)
(unexecuted)

b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)

[Note Box 5 below]

i. ☐ **DELETION OF INVENTOR(S)**

Signed statement attached deleting inventor(s) named in
the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)

5. ☐ Incorporated By Reference (useable if Box 4b is checked) The entire
disclosure of the prior application, from which a
copy of the oath or declaration is supplied under Box 4b,
is considered as being part of the disclosure of the accompanying
application and is hereby incorporated by reference therein.

6. ☐ Microfiche Computer Program (Appendix)

7. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

a. ☐ Computer Readable Copy

b. ☐ Paper Copy (identical to computer copy)

c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & document(s))

9. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney

10. ☐ English Translation Document (if applicable)

11. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS
Citations

12. ☐ Preliminary Amendment

13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)

14. ☐ Small Entity Statement(s) ☐ Statement filed in prior application,
Status still proper and desired

15. ☐ Certified Copy of Priority Document (s)
(if foreign priority is claimed)

16. ☒ Other: Declaration (Box 4a.) is unexecuted.....

17. If a CONTINUING APPLICATION,
check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☐ Continuation-in-part
(CIP)

of prior application No: _____ / _____

18. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach Bar code label here)

or

☒

Correspondence address below

NAME	J. David Hadden, Esq.				
ADDRESS	McCutchen, Doyle, Brown & Enersen, Three Embarcadero Center				
CITY	San Francisco	STATE	CA	ZIP CODE	94111
COUNTRY	U.S.A.	TELEPHONE	415-393-2000	FAX	415-393-2286

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

AB980210.063/19536-706

01/23/98

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>	Attorney Docket No.	19536-706-00 US	Total Pages	25
	First Named Inventor or Application Identifier			
	Mitch Prater			
	Express Mail Label No.	EH592703015US		

APPLICATION ELEMENTS
See MPEP chapter 600 concerning utility patent application contents:

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)

2. ☒ Specification [Total Pages (preferred arrangement set forth below)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to Microfiche Appendix
- Background of the invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

3. ☒ Drawings (35 USC 113) [Total Sheets

4. Oath or Declaration [Total Pages

a. ☒ Newly executed (original or copy)
(unexecuted)

b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)

[Note Box 5 below]

i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)

5. ☐ Incorporated By Reference (useable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

17. **If a CONTINUING APPLICATION,**
check appropriate box and supply the requisite information:

☐ Continuation☐ Divisional☐ Continuation-in-part (CIP)

of prior application No: _____ / _____

6. ☐ Microfiche Computer Program (Appendix)

7. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

a. ☐ Computer Readable Copy

b. ☐ Paper Copy (identical to computer copy)

c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & document(s))

9. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney

10. ☐ English Translation Document (if applicable)

11. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations

12. ☐ Preliminary Amendment

13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)

14. ☐ Small Entity Statement(s) ☐ Statement filed in prior application, Status still proper and desired

15. ☐ Certified Copy of Priority Document (s)
(if foreign priority is claimed)

16. ☒ Other: Declaration (Box 4a.) is unexecuted

18. **CORRESPONDENCE ADDRESS**

☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach Bar code label here)

☒

Correspondence address below

NAME	J. David Hadden, Esq.				
ADDRESS	McCutchen, Doyle, Brown & Enersen, Three Embarcadero Center				
CITY	San Francisco	STATE	CA	ZIP CODE	94111
COUNTRY	U.S.A.	TELEPHONE	415-393-2000	FAX	415-393-2286

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

AB980210.083/19536-706

01/23/98

Approved for use through 9/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL

Patant fees are subject to annual revision on October 1.

These are the fees effective October 1, 1997.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12.

TOTAL AMOUNT OF PAYMENT	(\$) 790.00
--------------------------------	--------------------

Complete If Known

Application Number	Unassigned
Filing Date	Unassigned
First Named Inventor	Mitch Prater
Examiner Name	Unassigned
Group / Art Unit	Unassigned
Attorney Docket No.	19536-706-00 US

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number	13-0257
Deposit Account Name	McCutchen, Doyle, et al

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.18 and 1.17

2. ☒ Payment Enclosed:

☒ Check ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Larga Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	790	201	395	Utility filing fee	\$790
106	330	206	165	Design filing fee	
107	540	207	270	Plant filing fee	
108	790	208	395	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1)	(\$)	790.00
---------------------	-------------	---------------

2. EXTRA CLAIM FEES

	Extra Claims		Fee from below	Fee Paid
Total Claims	<input type="text"/> -20**= <input type="text"/>	X	<input type="text"/>	= <input type="text"/>
Indapendant Claims	<input type="text"/> - 3**= <input type="text"/>	X	<input type="text"/>	= <input type="text"/>
Multipla Dependent			<input type="text"/>	= <input type="text"/>

****or number previously paid, if greater; For Reissues, see below**

Large Entity		Small Entity		Fee Description
Fee Code	Fee Code (\$)	Fee Code	Fee Code (\$)	
103	22	203	11	Claims in excess of 20
102	82	202	41	Independent claims in excess of 3
104	270	204	135	Multipa dependant claim, if not paid
109	82	209	41	** Reissue independent claims over original patent
110	22	210	11	** Reissua claims in excess of 20 end over original patent

SUBTOTAL (2)	(\$)	790.00
---------------------	-------------	---------------

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Larga Fee Coda	Entity Fee (\$)	Small Fee Coda	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - lata filing fee or oath	
127	50	227	25	Surcharge - lata provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	950	217	475	Extension for reply within third month	
118	1,510	218	755	Extension for reply within fourth month	
128	2,060	228	1,030	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to Institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,320	241	660	Petition to revive - unintentional	
142	1,320	242	660	Utility Issue fee (or reissue)	
143	450	243	225	Design Issue fee	
144	670	244	335	Plant Issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (Times number of properties)	
146	790	246	395	Filing a submission after final rejection (37 CFR 1.129(e))	
149	790	249	395	For each additional invention to be examined (37 CFR 1.129(b))	
Other fee (specify) _____					
Other fee (specify) _____					
SUBTOTAL (3)					(\$) 790.00

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3)	(\$) 790.00
---------------------	--------------------

SUBMITTED BY

Typed or Printed Name	J. David Hadden
--------------------------	-----------------

Signature

Date _____

1/23/98

Complete (if applicable)

Reg. Number	40.629
-------------	--------

Deposit Account	
User ID	

Burdan Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231.